

SEP 10 2010

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Article No.: 7006-2760-0000-8645-6434

Mr. Larry Young, President  
A-TEC Recycling, Inc.  
5745 N.E. 17<sup>th</sup> Street  
Des Moines, Iowa 50313

Re: A-TEC Recycling, Inc.  
Des Moines, Iowa  
RCRA ID No.: IA0000109827

Dear Mr. Young:

**Request for Information**

By this letter, the United States Environmental Protection Agency (EPA) requests information under Section 3007 of the Resource Conservation and Recovery Act (RCRA). Section 3007 gives EPA the authority to obtain this information in order to determine your facility's compliance with the hazardous waste regulations.

The enclosure contains instructions and a list of the requested information. Please carefully read and follow these instructions. Your response to this request in accordance with the instructions is required, and substantial penalties may result from not complying. Please note that EPA retains its authority to pursue appropriate enforcement actions, including penalties, for violations discovered as a result of review of your response to this letter, regardless of whether the violations were subsequently corrected.

The information must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may, under 40 CFR Part 2, Subpart B, assert a business confidentiality claim covering all or part of the information in the manner described in 40 CFR § 2.203(b). EPA will disclose the information covered by a business confidentiality claim only to the extent and by means of the procedures at 40 CFR Part 2, Subpart B. You must make any request for confidentiality when you submit the information since any information not so identified may be made available to the public without further notice.

AWMD/WEMM/EBUCKNER:mrw:09/03/2010:H:AWMD/WEMM/Corres10/EB:A-TEC CRT 3007.doc

WEMM  
BUCKNER  
09/3/10

WEMM  
KOESTERER  
09/3/10

CNSL  
CATLIN  
09/8/10

WEMM  
TOENSING  
09/10/10

501748



RCRA

You must submit all requested information under an authorized signature certifying that the information is true and complete to the best of the signatory's knowledge and belief. Should the signatory find, at any time after submitting the requested information, that any portion of the submitted information is false, misleading or incomplete, the signatory should notify us. Knowingly providing false information, in response to this request, may be actionable under 18 U.S.C. §§ 1001 and 1341. We may use the requested information in an administrative, civil or criminal action.

This request is not subject to the Paperwork Reduction Act, 44 U.S.C. §§ 3501 et seq., because it seeks collection of information from specific individuals or entities as part of an administrative action or investigation.

Failure to comply fully with this request for information may subject A-TEC Recycling, Inc. to an enforcement action under Section 3008 of RCRA, 42 U.S.C. § 6928.

Within thirty (30) calendar days of receiving this letter, please mail your response to: Edwin G. Buckner, PE, AWMD/WEMM, U. S. Environmental Protection Agency, 901 N. 5<sup>th</sup> Street, Kansas City, Kansas 66101. To request an extension of the time limit, follow the instructions in the enclosure. Please direct all questions to Mr. Buckner at 913-551-7621 or buckner.edwin@epa.gov.

Sincerely,

Donald Toensing, Chief  
Waste Enforcement and Materials Management Branch  
Air and Waste Management Division

Enclosures

cc: Mr. Cal Lundberg, Chief, Contaminated Sites Section  
Iowa Department of Natural Resources

bcc: Ms. Kelley Catlin, CNSL (W/encl)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7  
901 NORTH 5TH STREET  
KANSAS CITY, KANSAS 66101

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Sincerely,

A handwritten signature in cursive script, appearing to read "Donald Toensing", with a small flourish at the end.

Donald Toensing, Chief  
Waste Enforcement and Materials Management Branch  
Air and Waste Management Division

Enclosures

cc: Mr. Cal Lundberg, Chief, Contaminated Sites Section  
Iowa Department of Natural Resources

### Instructions

- + Identify the Person(s) responding to this request on your behalf.
- + Address each numbered item separately, and precede each answer with the number of the item to which it responds.
- + For each numbered item, identify all documents consulted, examined, or referred to in the preparation of the answer that contain information responsive to the requested item. Provide true, accurate, and legible copies of all such documents. (If information responsive to an item is available but there are no relevant source documents, you must still provide the information.)
- + For each document provided, indicate on the document (or in some similar manner) the number of the item to which it responds.
- + For each numbered item, identify all persons consulted in the preparation of the answer.
- + If information responsive to a request in the attached List of Requested Information is not in your possession, identify the person(s) from whom the information may be obtained.
- + If, at any time after you submit your response, you find that any part of the information you submitted is incomplete, false, or misrepresents the truth, you must notify the EPA immediately.
- + You must provide the requested information even though you consider it confidential information or trade secrets. You may, under 40 CFR Part 2, Subpart B, assert a business confidentiality claim covering all or part of the information in the manner described in 40 CFR § 2.203(b).
- + The EPA will disclose the information covered by a business confidentiality claim only to the extent and means of the procedures at 40 CFR Part 2, Subpart B. You must make any request for confidentiality when you submit the information since any information not so
- + A request for an extension to the time limit for responding must be in writing and must be postmarked within five (5) calendar days of receipt of this information request. Address it to the person identified in the cover letter to receive your response.
- + Copies of the Code of Federal Regulations may be obtained from the U.S. Government Bookstores or on the Internet at [www.epa.gov/epahome/cfr40.htm](http://www.epa.gov/epahome/cfr40.htm).
- + All terms used in this Request for Information shall be construed to have the same definition as that used in the Code of Federal Regulations. Some terms are further defined in this Request for clarity. All other terms shall use their typical dictionary definitions.
- + The EPA encourages you to conserve resources. Suggested methods include use of recycled paper, printing on both sides (duplex printing), and when possible submitting documents electronically (i.e., email or compact discs). If hard copy submittals are necessary, please do not submit documents in binders.

- + Not responding to this information request within the stated time limit and in accordance with these instructions may subject your facility to an enforcement action which could include the imposition of penalties of up to \$37,500 per violation, per day of continued noncompliance. Providing false, fictitious, or fraudulent statements or representations could lead to criminal penalties.



## Definitions

1. "Cathode Ray Tube" or "CRT" means a vacuum tube, composed primarily of glass, which is the video or visual display component of an electronic device. Equipment that contains CRTs may include, but not be limited to, medical devices, televisions, computer monitors, computer equipment, cellular phones, and personal digital assistants (PDAs).
2. "Dispose" means discharging, depositing, injecting, dumping, spilling, leaking, or placing any solid waste or hazardous waste into or on any land or water so that such solid waste or hazardous waste or any constituent thereof may enter the environment or be emitted into the air or discharged into any waters, including ground waters.
3. "Electronic Equipment" or "Electronic Waste" includes, but is not limited to the following: central processing units (CPU), desktop computers, notebook computers, laptop computers, tablets, computer peripherals (mice, keyboards, wires and connectors), computer monitors and displays, cathode ray tubes (CRT), office electronics (fax machines, copiers, printers, scanners and multi-function devices), servers (including racks and power supplies), handheld electronics such as cellular phones, PDAs and peripherals, telecommunication equipment (telephones or telephone equipment), medical equipment or electronics, televisions (TV), stereos, projectors, digital video/versatile disk (DVD) players, video cassette recorders/players (VCR), and appliances.
4. "Large Quantity Handler" means a universal waste handler, as defined at 40 CFR 273.9, who accumulates 5,000 kilograms or more total of universal waste (batteries, pesticides, mercury-containing equipment, or lamps, calculated collectively) at any time.
5. "Recycle" means to use, reuse, or reclaim a material. This includes storing or managing a material prior to use, reuse, or reclamation. As such, "use" and "reuse" mean to employ the material as an ingredient in a process or as an effective substitute for a commercial product. "Reclaim" means to recover usable products from the material.
6. "Small Quantity Handler" means a universal waste handler, as defined at 40 CFR 273.9, who does not accumulate 5,000 kilograms or more total of universal waste (batteries, pesticides, mercury-containing equipment, or lamps, calculated collectively) at any time.
7. "Treat" means employing any method, technique, or process, including neutralization, designed to change the physical, chemical, or biological character or composition of any hazardous waste so as to neutralize such waste, or so as to recover energy or material resources from the waste, or so as to render such waste non-hazardous, or less hazardous; safer to transport, store, or dispose of; or amenable for recovery, amenable for storage, or reduced in volume.
8. "Universal Waste" means hazardous waste batteries, pesticides, mercury-containing equipment, or lamps as defined in 40 CFR Part 273, Subpart A.
9. "You" or "Your" refers to the company, corporation, and any officer, principal, agent, employee, or any other person(s) associated in any capacity.

### **List of Requested Information**

1. Provide documentation verifying whether A-TEC Recycling, Inc. is a small quantity handler of universal waste or large quantity handler of universal waste.
2. Is A-TEC Recycling a facility that treats, disposes of, or recycles universal waste lamps?
3. If the answer to question 2 above is yes, does A-TEC Recycling, Inc. store the universal waste lamps prior to recycling or not? If the universal waste lamps are stored prior to recycling, indicate how long they are stored (on average).
4. Describe and provide documentation of A-TEC's procedures for managing semi-trailers containing universal waste lamps that arrive at the facility. How long do trailers sit at the facility prior to managing the trailers' contents?
5. If A-TEC is unable to receive a shipment of universal waste, how does the facility manage the shipment until it can be received and processed?
6. Is there any other location where A-TEC stores, manages, parks, or in any other way maintains stocks of universal waste?
7. Provide a list of all federal, state, and/or local permits or licenses issued A-TEC Recycling, Inc.
8. Does A-TEC Recycling, Inc. recycle, send for recycling, broker, or dispose of batteries, mercury or PCB containing fluorescent lamps or devices, or shredded circuit boards? If so, please describe including the quantity and type of material and how A-TEC Recycling Inc. recycles or disposes of the material.
9. State whether A-TEC Recycling, Inc. accepts for recycling or recycles any used oils.
10. State whether A-TEC Recycling, Inc. accepts for recycling or recycles any refrigerants from electronic equipment or electronic waste.
11. The waste particulate (lamp phosphor) and spent filter waste were both determined by your facility to be non-hazardous and sent to Bethlehem Apparatus Company for metal recovery. Please explain what metals Bethlehem Apparatus Company recovers from these two waste streams.
12. From May 2006, to the present, state whether A-TEC Recycling, Inc. has collected or accepted electronic equipment and/or electronic waste as that term is defined above. If yes, provide the quantity of electronic equipment and/or electronic waste you accepted each year, and identify the type of electronic equipment and/or electronic waste. Provide true, accurate and complete copies of all documents that contain information responsive to this request.



13. Explain in detail what A-TEC Recycling, Inc. does with the electronic equipment and/or electronic waste identified in item 12 above. Your response shall include, but not be limited to, a description of any repair, reuse, recycling, and demanufacture or disassembly of electronic equipment or waste into parts or subassemblies and the address where such activity occurs.
14. From May 2006, to the present, explain in detail where all the electronic equipment and/or electronic waste, including CRTs, that A-TEC Recycling, Inc. has collected or accepted is sent. Your response shall include, but not be limited to, an itemized list of electronic equipment and/or electronic waste, condition of the electronic equipment or waste (used, unused, broken or intact), the quantity of waste, the purpose for sending the waste offsite, and where and how the electronic equipment or waste is sent. Provide true, accurate and complete copies of all documents that contain information responsive to this request, including, but not limited to, bills of lading and names of buyers and sellers.
15. Does A-TEC Recycling, Inc. donate, sell, or broker electronic waste or electronic equipment that fails testing, or is otherwise not working, as is?
16. How does A-TEC Recycling, Inc. transport electronic waste or electronic equipment that is donated, sold or brokered? Provide supporting documentation.
17. Specify to whom A-TEC Recycling, Inc. donates, sells, or brokers remanufactured or refurbished electronic equipment or electronic waste. Provide supporting documentation.
18. Does A-TEC Recycling, Inc. remanufacture or disassemble electronic equipment or electronic waste into parts or subassemblies?
19. Does A-TEC Recycling, Inc. shred or grind, incinerate or land dispose electronic equipment or electronic waste materials?
20. Specify how A-TEC Recycling, Inc. arranges for the transportation and disposal of electronic equipment and electronic waste that it has collected or accepted.
21. Does A-TEC Recycling, Inc. export or play a role in the export of electronic equipment or electronic waste from the United States? Provide supporting documentation.
22. Since May 2006, has A-TEC Recycling, Inc. ever notified EPA of its intention to export to any country outside the United States, used CRTs for any purpose, whether for recycling, repair, reuse or disposal? If so, please state the date and purpose of each such notification and provide copies of each notification and proof of mailing.
23. If A-TEC Recycling, Inc. exports electronic equipment or electronic waste from the United States, specify the name of importing facilities or countries. Provide supporting documentation.

24. Since May 2006, identify by date, intended destination, freight container number, or other identifying reference, every shipment of electronic equipment and electronic waste that was exported by A-TEC Recycling, Inc.
25. For every shipment identified, please provide copies of shipping papers associated with each shipment. These papers may include invoices, shipping documents, bills of lading, or emails.
26. Provide the following certification for A-TEC Recycling, Inc. by a responsible person or authorized representative:

I certify under the penalty of law that I have examined and am familiar with the information submitted in responding to this information request for production of information and documents. Based on my review of all relevant information and documents, and inquiring of those individuals immediately responsible for providing all relevant information and documents, I believe that the information submitted is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature and Title